

Comments from an entity not covered (home based business). As a home-based business owner with only one telephone line (a business line in order to have access to white and yellow page advertising for my business -- also paying extra monthly fees for residential listings) I do not come under the proposed or current rules for most state and the federal "do-not-call-lists". Hence I am commenting as an entity not covered by the proposed rules who seeks relief. Specifically, since I work from home, and my only phone number is a business listing, I am subjected to autodialers, predict dialers, many hang up calls, and all matter of telemarketing calls day and night. As a business entity, I currently have no current relief to prevent telemarketing calls. I am strongly opposed to the current policy of "company maintained lists" (business self regulation -- see comments below) or lists by entities such as the Direct Marketing Association (with which I have filed), and I support and seek relief from a national "do-not-call" database which would include at a minimum home based/residential business entities. Specific comments on business failure to "self-regulate": although I may not be covered under the cuurent law, I filed a complaint online with the FCC on 10/12/02 -- Form 475:4311861 -- and on line with the State of Florida against a company -- New Horizons Computer Learning Centers -- which has been telemarketing my phone number for over two (2) years despite repeated and polite but firm documented requests to "put me on the do not call list". I have made requests in person to company representatives, by phone to each telemarketer and by email in 2001 to the corporate president (Tom Bresnan -- thomas.bresnan@newhorizons.com who forwarded my email to the local franchisee who assured me this matter would be taken care of). Most recently, I received 2 more calls on 9/18 and 9/18 despite these assurances that I would not be called again. One would expect this type of computer-oriented company to have the expertise in databases and computer systems to handle and maintain a company based "do not call list". Given a company with presumed expertise is unable to maintain a "do-not-call" list, it is highly unlikely that most companies would be able to "self-regulate" and maintain "company lists" effectively. In conclusion, I appreciate the opportunity to make public comment on the TCPA rules FCC 02-250, CG Docket 02-278. Please (1) consider providing relief to home-based businesses by inclusion as a covered entity under the TCPA; and (2) implement a free or low cost national "do not call list". Cordially, Jane Burman-Holtom, Consultant, with a home based business